

Exhibit 10

February 3, 2012

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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SHADEESHA BROWN and GABRIEL PEREZ,

PLAINTIFFS,

-against-

Case No.: 11CV1068 (PKC)

THE CITY OF NEW YORK, BRIAN McALEAR, KEITH
HOCKADAY, FREDERIC MARTINEZ, JOAQUIN
MORALES, ROBERT DOWNS, THOMAS ALBANO, GERARD
FLOOD, WILLIAM HART, TIMOTHY MURPHY,
KENYETTA ROUSE, and THOMAS LONGA,

DEFENDANTS

-----X

DATE: February 3, 2012

TIME: 10:57 a.m.

EXAMINATION BEFORE TRIAL of a
Defendant, KENYATTA ROUSE, taken by the
Plaintiffs, pursuant to a Court Order and to
the Federal Rules of Civil Procedure, held
at the office of MICHELSTEIN & ASSOCIATES,
PLLC, 485 Madison Avenue, New York, New York
10022, before a Notary Public of the State
of New York.

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ROUSE

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Q. We are talking about 2010.

3

A. I never heard of that, clear the
4 premises.

5

Q. Would you describe what you do
6 in an execution or assisting in the
7 execution of a search warrant, in securing
8 the premises?

9

MR. HASKINS: Objection.

10

A. Securing? What do you mean by

11

"Securing"?

12

Q. How would you characterize what

13 you do?

14

MR. HASKINS: Objection. Do you
15 mean for a profession, do you mean on a
16 specific day?

17

Q. I am talking about your
18 procedure in entering an apartment. What do
19 you call that?

20

A. Entering an apartment, executing
21 a warrant.

22

Q. How much time would it take an
23 ESU unit to execute a search warrant in a
24 three-bedroom apartment?

25

MR. HASKINS: Objection.

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ROUSE

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2 A. Um, it depended, if there is
3 variables, meaning dogs, animals,
4 encountering vicious dogs, but there is no
5 variables in play, it could be anywhere from
6 five to ten minutes. It is very quick, we
7 do a primary search and then we do a
8 secondary search, and then we exit the
9 apartment.

10

Q. What is done in the primary

11 search?

12 A. People immediately get cuffed,
13 persons that we visually see, and then we
14 search other areas that people could be
15 hiding and be secreted, for example
16 underneath beds, behind couches, in closets
17 in refrigerators.

18

Q. Is that the secondary or is that

19 the primary search?

20

A. Some of it, depending on the
21 actual officer it may be some of their
22 primary. But usually once every person is
23 cuffed we kind of slow down, and in a sense
24 every one is cuffed, so the safety factor in
25 regard us, of anyone getting hurt, we do